

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Joseph R. BYRUM

Appl. No.: 09/552,087

Filed: April 21, 2000

For: **Nucleic Acid Molecules and Other
Molecules Associated with Plants**

Art Unit: 1634

Examiner: Juliet C. Switzer

Atty. Docket: 16517.132

Confirmation No. 4196

**Notice of Appeal from the Examiner to the
Board of Patent Appeals and Interferences**

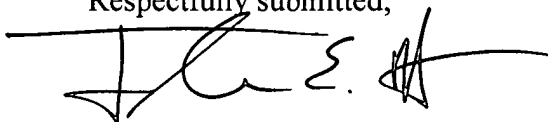
Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner mailed August 11, 2003, that resulted in Applicants having claims that have been twice or finally rejected.

Authorization to charge the official fee for this filing is given in the accompanying transmittal letter.

Respectfully submitted,



David R. Marsh (Reg. Atty. No. 41,408)
Holly Logue Prutz (Reg. Atty. No. 47,755)
Thomas E. Holsten (Reg. Agent No. 46,098)

Date: November 10, 2003

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Art Unit: 1634
Examiner: J.C. Switzer
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Re: U.S. Patent Application Serial No. 09/552,087
Filed: April 21, 2000
Inventors: Joseph R. BYRUM
Title: Nucleic Acid Molecules and Other
Molecules Associated with Plants
Atty. Docket: 16517.132

Sir:

Transmitted herewith for appropriate action by the U.S. Patent and Trademark Office (PTO) are the following documents:

1. Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences; and
2. Return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

Authorization is hereby given to charge the statutory fee of \$330.00 for filing a Notice of Appeal to Arnold & Porter Deposit Account No. 50-2387, referencing docket number 16517.132. A duplicate copy of this letter is enclosed.

In the event that extensions of time beyond those petitioned for herewith are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned. Applicants do not believe any additional fees are due in conjunction with this filing. However, if any fees under 37 C.F.R. § 1.16 or § 1.17 are required in the present application, including any fees for extensions of time, then the Commissioner is hereby authorized to charge such fees to Arnold & Porter Deposit Account No. 50-2387, referencing docket number 16517.132. A duplicate copy of this letter is enclosed.

Sincerely,



David R. Marsh (Reg. No. 41,40,
Holly Logue Prutz (Reg. No. 47,755)

11-10-2003

U.S. Patent & TMO/TM Mail Rcpt Dt. #72

Enclosures